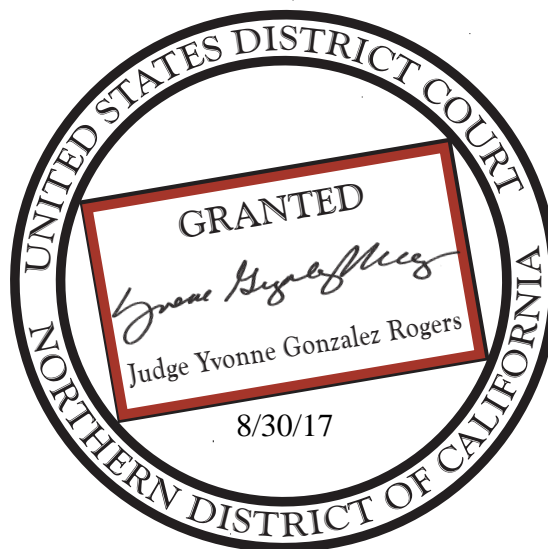


1 Benjamin L. Kennedy, SBN 232889  
2 CARR, KENNEDY, PETERSON & FROST  
3 A Law Corporation  
4 420 Redcliff Drive  
5 Redding, California 96002  
6 Telephone: (530) 222-2100  
7 Facsimile: (530) 222-0504  
8 bkennedy@ckpf.com

9 Attorneys for Defendant  
10 SCHMIDBAUER LUMBER, INC.



11 **UNITED STATES DISTRICT COURT**  
12 **NORTHERN DISTRICT OF CALIFORNIA**

13 ROBERT LAY,

14 Plaintiff,

15 vs.

16 SCHMIDBAUER LUMBER, INC.,

17 Defendant.

) Case No. 17-cv-03819-YGR  
)

) **SECOND STIPULATION TO EXTEND**  
) **DEADLINE FOR DEFENDANT TO**  
) **ANSWER COMPLAINT**

18 Pursuant to Federal Rule of Civil Procedure 12, and Local Rule 6-1(a), Plaintiff and  
19 Defendant hereby stipulate to extend the time within which Defendant has to answer or  
20 otherwise respond to the Complaint.

21 Plaintiff filed the Complaint in this action or around July 17, 2017, and Defendant was  
22 served with the Complaint and Summons on or around July 21, 2017. With this stipulation,  
23 Defendant's deadline for answering and or otherwise responding to the Complaint is extended to  
24 September 22, 2017.

25 The parties submit that the additional time will not alter any deadline set by the Court,  
26 and agree that pursuant to Local Rule 6-1(a), this stipulation is respectfully submitted to the  
27 Court for approval without the necessity of a hearing or Order.  
28

1 Dated: August 28, 2017

Respectfully submitted,

2  
3 /s/ Alan Adelman

4 Alan Adelman

5 Alan Adelman (SBN 170860)  
alanadelmanlaw.com  
6 Law Offices of Alan Adelman  
240 Stockton Street, 4<sup>th</sup> Floor  
7 San Francisco, CA 94108  
Telephone: (415) 956-1376  
8 Facsimile: (415) 358-4060

9  
10 Attorneys for Plaintiff  
ROBERT LAY

11  
12   
13 Benjamin L. Kennedy

14 Benjamin L. Kennedy (SBN 232889)  
bkennedy@ckpf.com  
15 CARR, KENNEDY, PETERSON & FROST  
A Law Corporation  
16 420 Redcliff Drive  
17 Redding, California 96002  
Telephone: (530) 222-2100  
18 Facsimile: (530) 222-0504

19  
20 Attorneys for Defendant  
SCHMIDBAUER LUMBER, INC.

1  
2  
3 **PROOF OF SERVICE**

4 CASE NAME : Lay v. Schmidbauer Lumber, Inc.  
5 COURT : U S District Court Northern District of California  
6 CASE NO. : 17-cv-03819-YGR

7 I, the undersigned, declare:

8 I am over the age of eighteen years and not a party to the cause. I am employed by  
9 the law firm of Carr, Kennedy, Peterson & Frost, 420 Redcliff Drive, Redding, California  
10 96002.

11 On this date, I served the document described as: **SECOND STIPULATION TO**  
12 **EXTEND DEADLINE FOR DEFENDANT TO ANSWER COMPLAINT** on the  
13 interested parties in this matter by placing a true copy thereof in a sealed envelope  
14 addressed as follows:

15 Alan Adelman (SBN 170860)  
16 alanadelmanlaw.com  
17 Law Offices of Alan Adelman  
18 240 Stockton Street, 4<sup>th</sup> Floor  
19 San Francisco, CA 94108  
20 Telephone: (415) 956-1376  
21 Facsimile: (415) 358-4060

YGR Chamber's Copy  
USDC Northern District  
Oakland Courthouse  
Courtroom 1 - 4<sup>th</sup> Floor  
1301 Clay Street  
Oakland, CA 94612

22 Service of the above document was effectuated by the following means of service:

23 X **By First Class Mail** -- I am readily familiar with this firm's practice for  
24 collection and processing of correspondence for mailing with the United  
25 States Postal Service. It is deposited with the United States Postal Service in  
26 the ordinary course of business on the same day it is processed for mailing. I  
caused such envelope(s) to be deposited in the mail at Redding, California.  
The envelope(s) was/were mailed with postage thereon fully prepaid.

**By Personal Service** -- By personally delivering a true copy thereof in a  
sealed envelope(s).

**By Overnight Delivery Service** -- I caused such envelope(s) to be deposited

1  
2 in a box or other facility regularly maintained by the express service carrier  
3 or delivered to an authorized courier or driver authorized by the express  
4 service carrier to receive documents. The envelope(s) was/were deposited  
5 with the express service carrier with delivery fees paid or provided for.

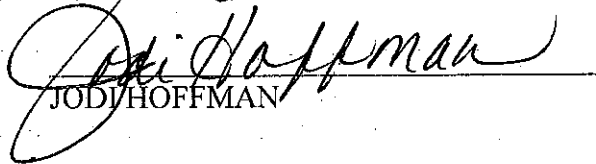
6  
7 **By Electronic Transmission** -- I electronically served the document  
8 described  
9 above on the interested parties in this matter on this date.

10  
11 **Facsimile Transmission** -- I served the documents in this matter via  
12 facsimile transmission.

13  
14 **State Court** -- I declare under penalty of perjury under the laws of the State  
15 of California that the foregoing is true and correct and that service was made  
16 under the direction of an active member of the State Bar of California and  
17 who is not a party to the cause.

18  
19 X **Federal Court** -- I declare under penalty of perjury that the foregoing is true  
20 and correct and that service was made under the direction of a member of  
21 the bar of this Court who is admitted to practice and is not a party to the  
22 cause.

23  
24 Executed this 28th day of August, 2017, at Redding, California.

25  
26   
JODI HOFFMAN